Mr. M. Sivarama Menon *(Constitutional Adviser)* I second it.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* I should like to know whether these amendments have been circulated, whether they are verbal or not. If the Government can stand upon technicalities, I am also going to stand upon technicalities. Have these amendments been circulated for the information of the members? You may consider it to be innocent but according to me it is the most obnoxious.

Mr. President: Was it circulated ?

Mr. M. Sivarama Menon *(Constitutional Adviser)* No, Sir.

Mr. President: Since it is a verbal amendment of not much consequence I think the President has got the power to waive the rule. So in spite of the fact that it has not been circulated, it can be considered.

Amendment put and carried

Clause 3 as amended put and carried

Clauses 4 to 9 put and carried

Clause 1 put and carried

Title and preamble put and carried.

Rao Bahadur T. K. Nayar *(Prime Minister)*: If the non-official members have no objection I would like to have this Bill finally passed tomorrow.

Mrs. T. Francis *(Ernakulam-Women)*: I object to that. The Prime Minister is overstepping on our time.

Rao Bahadur T. K. Nayar *(Prime Minister)*: I thought that the Hon'ble Member's consent will be extended to all such small things.

Mrs. T. Francis *(Ernakulam-Women)*: Not to all items.

Rao Bahadur T. K. Nayar *(Prime Minister)*: After all it will take only one minute.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* Is it proposed to encroach upon the non-official day?

Rao Bahadur T. K. Nayar *(Prime Minister)*: Yes.

Mr. P. Kumaran Ezhuhassan *(Vadakkancheri):* I stoutly oppose, Sir.

Rao Bahadur T. K. Nayar *(Prime Minister)*: I withdraw that motion, Sir. I move that this may be taken up and finally passed at the next legislative sitting.

Motion put and carried

(6) The Cochin Cattle Diseases and Prevention Act (Amendment) Bill

Mr. K. Balakrishna Menon *(Minister for Food and Education)*: I move that the Cochin Cattle Diseases Prevention Act (Amendment) Bill be read in Council.

Mr. M. Sivarama Menon *(Constitutional Adviser)*: I second it.

Mr. K. Balakrishna Menon *(Mininster for Food and Education)*: The Animal Husbandry Wing of the Board of Agriculture and Animal Husbandry in India has suggested to the various Provinces and States in India to take action for the following purposes.—

(1) The Veterinary Departments of Provinces/States should be empowered to restrict the movement of cattle to or from melas, fairs and shows or to ban such fairs or markets in the face of an outbreak of a specified or scheduled contagious disease ;

(2) That on the recommendation of the Provincial State Veterinary Departments, all cattle entering a show, mela or mandi should be immunised with anti-renderpest, serum to produce passive immunity and where practicable they should also be actively immunised.—

This suggestion has been made after reviewing the effectiveness or otherwise of the prohibition introduced during the war period by certain, Provinces and States on the inter-provincial/state movement of cattle on the incidence of contagious diseases.

It is proposed to accept this suggestion and amend the Cattle Diseases Prevention Act to empower Government to frame the necessary rules by which the above suggestions could be implemented. Hence the Bill.

Motion put and carried

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Secretary to the Council : The Title of the Bill is the Cochin Cattle Diseases Prevention Act (Amendment) Bill.

Mr. K. Balakrishna Menon *(Minister for Food and Education)*: I move that S. O. 32 may be suspended.

Mr. President : S. O. 32 is suspended.

Mr. K. Balakrishna Menon *(Minister for Food and Education)*: I move that the Bill be taken into consideration.

Mr. M. Sivarama Menon (*Constitutional Adviser*) I second it.

Motion put and carried.
Clause 2 put and carried.
Clause 1 put and carried.
Title and preamble put and carried.

Mr. K. Balakrishna Menon *(Minister for Food and Education)*: I move that the Bill may be taken up and finally passed at the next meeting of the Legislative Session.

Mr. P. Raman Menon *(Advocate-General)*: I second it.

Motion put and carried

(7) The Cochin Motor Vehicles Act (Amendment) Bill—(Not moved)

Rao Bahadur T. K. Nayar *(Prime Minister)*: I am not moving the Cochin Motor Vehicles Act (Amendment) Bill because that has been dropped.

(8) The Cochin Revenue Recovery Act (Amendment) Bill

Mr. Parambi Lonappen *(Minister for Revenue)*: I am not moving the Cochin Revenue Recovery Act (Amendment) Bill.

(9) The Cochin Antiquities Export Control Bill

Mr. Parambi Lonappen *(Minister for Revenue)*: I move that the Cochin Antiquities Export Control Bill be read in Council.

Rao Bahadur T. K. Nayar *(Prime Minister)*: I second it.

***Mr. Parambi Lonappen** *(Minister for Revenue)*: The Indian Dominion has recently introduced legislation to prevent the export of valuable bodies of antiquarian interest, and has requested this Government also to co-operate with a view to see that such valuable bodies are not depleted. The bill accordingly provides that the antiquities are not to be exported without Government sanction.

Clause 1 as usual Short title and extent. Clause 2 defines 'antiquity' and the 'export'. Clause 3 prohibits export of any antiquity except under license issued by Government. Clause 4 relates to the provisions of the Sea Customs Act in respect of antiquities exported whose export is prohibited by this Act. Clause 5 provides for the penalties and procedure. Clause 6 provides that questions whether an article exported is an antiquity for the purpose of this Act is to be referred to the Government Archaeologist whose decision is to be final. Clause 7 empowers Government to make rules. Clause 8 protects action taken under this Act. Clause 9 provides that this Act is an addition to the provision of the Ancient Monuments Preservation Act.

***Mr. P. Govinda Menon** *(Ernakulam)*: From the Statement of Objects and Reasons of this Bill I have not been able to understand the necessity for enacting a law like this. I may be wrong and after hearing some elucidation from Government I may change my view. The statement of objects and reasons is to this effect. 'The Indian Dominion has recently introduced a measure with a view to prevent the free flow out of the country of valu ble objects of antiquarian or historical interest'. That is a statement of facts that under certain legislation of the Government of India export of articles of antiquarian interest from out of India is prohibited. That is to say you cannot export any such article from India say to England, to France or to Africa. After that statement of fact the connecting link between that sentence and the next sentence is missing. The next sentence is 'It is considered necessary to enact a similar measure in this State also.' I do not understand whether this legislation is one of those categories of legislation which this Government has in an informal way agreed with the Government of India to enact here. If that is so, the provisions of the Bill ought to have been different. Now if the Government of India have enacted a legislation prohibiting the export

*Speech not corrected by the Hon'ble Member.

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Madras, According to the present Bill the duty is to be levied on licensees selling electrical energy. This duty will not be allowed to be passed on to the consumers. Provision, has however, been made to enable the licensee to reimburse himself from the consumer in cases where such reimbursement is permitted by Government for any sufficient reason. It is also provided that no duty shall be levied from any licensee on sale of electrical energy at less than two annas per unit. The Bill is a close adaptation of the Madras Electricity Duty Act, V of 1939

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APPENDIX VII

THE COCHIN CATTLE DISEASES PREVENTION ACT (AMENDMENT) BILL

Preamble.—Whereas it is deemed necessary to amend the Cochin Cattle Diseases Prevention Act, II of 1093, for the purpose herein-after appearing; It is hereby enacted as follows.—

1. *Short title.*—This Act may be called the Cochin Cattle Diseases Prevention (Amendment) Act, of 112 .

2. *Amendment of section 21.*—For clause (*a*) of section 21 of the Cochin Cattle Diseases Prevention Act, II of 1093, the following shall be substituted; namely.—

"(*a*) Government may, from time to time make and prescribe such rules as they may deem necessary for the proper and effectual working of the provisions of this Act and for the more effectually preventing the spreading of infectious or contagious diseases among animals; provided that such rules shall not be repugnant to the provisions of this or any other Act.

Such rules when made and prescribed shall be published in the Cochin Government Gazette, and shall have the force of law".

Statement of Objects and Reasons

The Animal Husbandry Wing of the Board of Agriculture and Animal Husbandry in India has suggested to the various Provinces and States in India to take action for the following purposes.—

(1) The Veterinary Departments of Provinces/States should be empowered to restrict the movement of cattle to or from melas, fairs and shows or to ban such fairs or markets in the face of an outbreak of a specified or scheduled contagious disease;

(2) That on the recommendation of the Provincial/State Veterinary Departments, all cattle entering a show, *mela* or *mandi* should be immunised with anti-rinderpest, serum to produce passive immunity and where practicable they should also be actively immunised.—

This suggestion has been made after reviewing the effectiveness or otherwise of the prohibition introduced during the war period by certain Provinces and States on the inter-provincial/State movement of cattle on the incidence of contagious diseases.

It is proposed to accept this suggestion and amend the Cattle Diseases Prevention Act to empower Government to frame the necessary rules by which the above suggestions could be implemented. Hence the Bill.

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APPENDIX VIII

The Cochin Antiquities (Export Control) Bill

Whereas it is expedient to make better provision for controlling the export of objects of antiquarian or historical interest or significance; It is hereby enacted as follows.—

1. *Short title and extent.*—(1) This Act may be called the Cochin Antiquities (Export Control) Act, of 112 .

(2) It extends to the whole of Cochin State.

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